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ILLINOIS COMMERCE COMMISSION**

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**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

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Illinois Bell Telephone Company)
)
Petition requesting confidential treatment of certain)
portions of its Alternative Regulation Plan Annual Report)

Docket No. 04-0310

04-0310

PETITION

Illinois Bell Telephone Company ("SBC Illinois" or the "Company"), hereby requests that the Commission enter an order protecting certain portions of its 2003 Alternative Regulation Plan Annual Report from disclosure. In support of this request, SBC Illinois states as follows:

1. Pursuant to the Commission's Orders in Docket Nos. 92-0448/93-0239 and 98-0252/98-0335/00-0764, which established and renewed the Alternative Regulation Plan ("Plan") respectively, SBC Illinois is required to file an Annual Report each year, providing information relative to the operation of the Plan during the preceding year. The information that SBC Illinois must submit is specified in those Commission Orders. In addition, the Commission's Order in the SBC/Ameritech Merger proceeding (Docket No. 98-0555) significantly increased the level of detail required in the annual network infrastructure report filed as part of the Plan Annual Report (Condition 7).

2. Contemporaneously with the filing of this Petition, SBC Illinois is separately filing its 2003 Plan Annual Report with the Clerk of the ICC. The Annual Report consists of 15 exhibits. Two of these exhibits contain proprietary information, and proprietary treatment for these exhibits is requested in the Transmittal Letter from James Deignan dated March 31, 2004 accompanying the Annual Report. This Petition requests a Commission Order confirming such treatment for the proprietary portions of the 2003 Annual Report.

3. The first proprietary exhibit, Exhibit F, is the Annual Infrastructure Report. The purpose of this Report is to allow the Commission to determine the investments SBC Illinois has made in its network, whether these investments serve to maintain the quality of the network and whether they are in the interests of all ratepayers. The Infrastructure Report contains detailed descriptions of all network projects and project investments by wire center, by product or service benefited (e.g., DSL line conditioning, high capacity service improvements and central office switch expansions) and by customer class benefited. This information is extremely sensitive from a competitive perspective, in that it would permit competitors to target their investment and/or marketing plans to certain geographic areas, services, or customer groups. SBC Illinois would be competitively harmed if this information were made available to its competitors or were otherwise made public.

4. Exhibit K (the Aggregate Revenue Test) demonstrates compliance with Section 13-507 of the Act. It contains detailed service cost information on services classified as both competitive and noncompetitive. Competitive Local Exchange Carriers ("CLECs") and Interexchange Carriers ("IXCs") are active in SBC Illinois' service territory and compete across a wide range of SBC Illinois' products and services, irrespective of their classification as competitive or noncompetitive. Such cost information would be of significant value to SBC Illinois' competitors when pricing their services. SBC Illinois would be competitively harmed if this information were made available to its competitors or were otherwise made public.

5. Section 5-109 of the Public Utilities Act states, in relevant part, that all reports made to the Commission shall be open to public inspection "unless otherwise ordered by the Commission." Section 7(g) of the Illinois Freedom of Information Act (5 ILCS 140/7) exempts from public disclosure "[t]rade secrets and commercial or financial information obtained from a

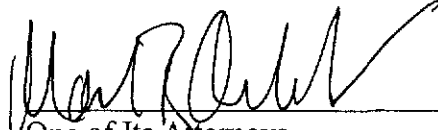
person or business where the trade secrets or information are proprietary, privileged or confidential, or where disclosure of the trade secrets or information may cause competitive harm . . .” These exhibits in SBC Illinois’ Plan Annual Report fall within this exemption. SBC Illinois requests that these documents be protected against public disclosure for a period of at least five years.

6. The Commission has previously accorded proprietary treatment to the Annual Infrastructure Report and the Aggregate Revenue Test submitted in the Plan Annual Reports filed by SBC Illinois. *See, e.g.,* Order in Docket 03-0230, issued June 18th, 2003. SBC Illinois requests that the Commission make the same findings and rulings in response to this Petition that it made in Docket 03-0230.

WHEREFORE, SBC Illinois requests that the Commission enter, without hearing, an Order allowing the confidential and proprietary treatment of Exhibits F and K in its Plan Annual Report for the year ended 2003 for a period of not less than five years, consistent with the terms of the Order in Docket 03-0230.

Respectfully submitted,

ILLINOIS BELL TELEPHONE COMPANY

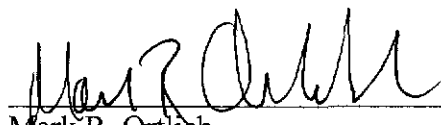


One of Its Attorneys

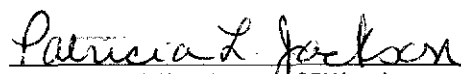
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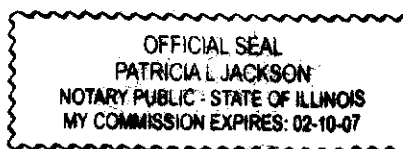
VERIFICATION

I, Mark R. Ortlieb, on oath, state that I am one of the attorneys for SBC Illinois, that I have reviewed the foregoing **PETITION**, and that, to the best of my knowledge, information and belief, the statements contained therein are true and correct.


Mark R. Ortlieb

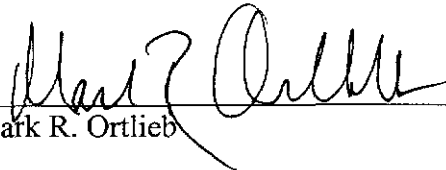
Subscribed and sworn to before
me this 31st day of March, 2004


Notary Public, State of Illinois



CERTIFICATE OF SERVICE

I, Mark R. Ortlieb, an attorney, certify that a copy of the foregoing **MOTION FOR PROTECTIVE ORDER** was served on the following parties by electronic transmission on March 31, 2004.



Mark R. Ortlieb

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